

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

RICHARD A VANCE, ROBERT L.
BACON, ROSEMARY COOLBAUGH,
DONNA LUKENICH, and MARTIN
EISENMAN, on behalf of themselves
and a similarly situated class,

CASE NUMBER: 04-60012

HON. MARIANNE O. BATTANI

Plaintiffs,

v.

TENNECO AUTOMOTIVE OPERATING
COMPANY, INC.

Defendant.

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**AMENDED
NOTICE OF MOTION HEARING**

You are hereby notified to appear before the Honorable Marianne O. Battani, United States District Judge, for the above proceeding on **OCTOBER 19, 2004 @ 2:00 P.M.**, in the First Floor Courtroom, 200 E. Liberty Street, **Ann Arbor**, Michigan 48104. The following motion(s) are scheduled for hearing:

- MOTION FOR CLASS CERTIFICATION filed by plaintiffs on March 24, 2004, and
- MOTION TO STRIKE PLAINTIFFS' JURY DEMAND AND CLAIMS FOR MENTAL ANGUISH AND PUNITIVE DAMAGES filed by Defendant on March 18, 2004.

PLEASE NOTE RESPONSE AND REPLY BRIEFS SHOULD BE FILED PURSUANT TO COURT RULE.

CERTIFICATE OF MAILING

I certify that a copy of this notice was mailed to Carla Rozycki, Robert Best and Roger McClow on this date by ordinary mail.

Date: September 28, 2004

s/Colette Motowski

Colette Motowski, secretary to

Hon. Marianne O. Battani 734/741-2106